

House File 227

H-1132

- 1 Amend House File 227 as follows:
- 2 1. Page 1, line 8, after <searches> by inserting
- 3 <and visual strip searches of persons arrested for
- 4 scheduled violations or simple misdemeanors>
- 5 2. Page 1, by striking lines 9 through 19 and
- 6 inserting:
- 7 <1. a. A person arrested for a scheduled violation
- 8 or a simple misdemeanor who is housed in the general
- 9 population of a county jail or municipal holding
- 10 facility may be subject to a visual strip search. Such
- 11 a person may be subject to a strip search if there is
- 12 probable cause to believe that the person is concealing
- 13 a weapon or contraband and written authorization of the
- 14 supervisor on duty is obtained.
- 15 b. A person arrested for a scheduled violation
- 16 or a simple misdemeanor who is not housed in the
- 17 general population of a county jail or municipal
- 18 holding facility shall not be subjected to either a
- 19 strip search or a visual strip search unless there is
- 20 probable cause to believe that the person is concealing
- 21 a weapon or contraband and written authorization of the
- 22 supervisor on duty is obtained.
- 23 c. A strip search conducted pursuant to this
- 24 section that involves the physical probing of a body
- 25 cavity, other than the mouth, ears, or nose, shall
- 26 require a search warrant and shall only be performed
- 27 by a licensed physician unless voluntarily waived in
- 28 writing by the arrested person.>
- 29 3. Page 1, line 20, by striking <3. a.> and
- 30 inserting <2.>
- 31 4. Page 1, by striking lines 23 through 29.
- 32 5. Page 1, line 30, after <searches> by inserting
- 33 <conducted pursuant to this section>
- 34 6. Page 1, line 32, after <searches> by inserting
- 35 <conducted pursuant to this section>
- 36 7. Page 1, line 35, after <searches> by inserting
- 37 <conducted pursuant to this section>
- 38 8. Page 2, lines 4 and 5, by striking <subsection
- 39 1> and inserting <this section>
- 40 9. Page 2, line 6, by striking <subsection 1> and
- 41 inserting <this section>
- 42 10. Page 2, line 8, by striking <of the search> and
- 43 inserting <of the search,>
- 44 11. Page 2, by striking line 9 and inserting <and a
- 45 copy of the search warrant, if applicable>

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BRANHAGEN of Winneshiek